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DEC 19 2019

2018R00439//LG M

WALSH, CLERK

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA

:

Hon. (ES)

:

v.

:

Criminal No. 19- 936

:

JAVIER OSORIO

:

21 U.S.C. § 846

:

21 U.S.C. §§ 841(a)(1), (b)(1)(A)

:

18 U.S.C. § 924(c)(1)(A)(i)

:

18 U.S.C. § 2

INDICTMENT

The Grand Jury in and for the District of New Jersey, sitting at Newark,  
charges:

COUNT ONE

*(Conspiracy to Distribute Heroin and Cocaine)*

On or about May 13, 2019, in Camden County, in the District of New  
Jersey, and elsewhere, the defendant,

JAVIER OSORIO,

did knowingly and intentionally conspire and agree with others to distribute  
and possess with intent to distribute 1 kilogram or more of a mixture and  
substance containing a detectable amount of heroin, a Schedule I controlled  
substance, contrary to Title 21, United States Code, Sections 841(a)(1) and  
(b)(1)(A), and a quantity of a mixture and substance containing a detectable  
amount of cocaine, a Schedule II controlled substance, contrary to Title 21,  
United States Code, Sections 841(a)(1) and (b)(1)(C).

In violation of Title 21, United States Code, Section 846.

FILED

DEC 19 2019

AT 8:36

WILLIAM T. WALSH  
CLERK

COUNT TWO  
*(Possession with Intent to Distribute Heroin)*

On or about May 13, 2019, in Camden County, in the District of New Jersey, and elsewhere, the defendant,

JAVIER OSORIO,

did knowingly and intentionally possess with intent to distribute 1 kilogram or more of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A), and Title 18, United States Code, Section 2.

COUNT THREE

*(Carrying a Firearm in Furtherance of a Drug Trafficking Crime)*

On or about May 13, 2019, in Camden County, in the District of New Jersey, and elsewhere, the defendant,

JAVIER OSORIO,

in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is possession with intent to distribute heroin, as charged in Count Two of this Indictment, did knowingly possess a loaded firearm, namely, a Sig Sauer P226 9 mm handgun, bearing serial number UU753639, with an extended magazine.

In violation of Title 18, United States Code, Section 924(c)(1)(A)(i) and Section 2.

FORFEITURE ALLEGATION AS TO COUNTS ONE AND TWO

As a result of committing the controlled substance offenses in violation of Title 21, United States Code, Sections 841(a)(1), (b)(1)(A), and 846, as charged in Counts One and Two of this Indictment, the defendant,

JAVIER OSORIO,

shall forfeit to the United States of America, pursuant to Title 21, United States Code, Section 853, any and all property constituting or derived from any proceeds obtained directly or indirectly as a result of the said offenses, and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the offenses alleged in Counts One and Two of this Indictment.

FORFEITURE ALLEGATION AS TO COUNT THREE

As a result of committing the firearms offense in violation of Title 18, United States Code, Section 924(c)(1)(A)(i), as charged in Count Three of this Indictment, the defendant,

JAVIER OSORIO,

shall forfeit to the United States, pursuant to Title 18, United States Code, Section 924(d) and Title 28, United States Code, Section 2461(c), any firearms and ammunition involved in the commission of such offense, including, but not limited to, the following:

- (1) A Sig Sauer P226 9mm handgun, bearing serial number UU753639, with an extended magazine; and

- (2) Fifteen rounds of 9 mm ammunition.

Substitute Assets Provision  
(As To Counts One and Two)

If by any act or omission of the defendant any of the property subject to forfeiture described above:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

the United States shall be entitled, pursuant to Title 21, United States Code, Section 853(p), to forfeiture of any other property of the defendant up to the value of the above-described forfeitable property.

A TRUE BILL

FOREPERSON

  
CRAIG CARPENITO  
United States Attorney

CASE NUMBER: 19- 936 (ES)

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**United States District Court  
District of New Jersey**

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**UNITED STATES OF AMERICA**

**v.**

**JAVIER OSORIO**

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**INDICTMENT FOR**

21 U.S.C. § 846  
21 U.S.C. §§ 841(a)(1), (b)(1)(A)  
18 U.S.C. § 924(c)(1)(A)(i)  
18 U.S.C. § 2

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**A True Bill**

**for person**

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**CRAIG CARPENITO**  
U.S. ATTORNEY  
NEWARK, NEW JERSEY

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LEAH GOULD  
ASSISTANT U.S. ATTORNEY  
(973) 353-6071

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